

ORIGINAL

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A Law Corporation

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

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AUG 02 2006

at 1 o'clock and 30 min PM
SUE BEITIA, CLERK

Attorneys for Plaintiff
ANDREW LOPEZ

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

ANDREW LOPEZ,) CIVIL NO. 03-00011 DAE LEK
)
Plaintiff,) PLAINTIFF'S STATEMENT OF NO
) POSITION AS TO DEFENDANT'S
v.) SECOND MOTION FOR SUMMARY
) JUDGMENT FILED ON MAY 9, 2006;
JOHN ASHCROFT, in his capacity) CERTIFICATE OF SERVICE
as the Attorney General,)
)
Defendant.)
) DATE: 8/21/2006
) TIME: 9:45 a.m.
) JUDGE: Hon. David A. Ezra
)
) TRIAL DATE: N/A

**PLAINTIFF'S STATEMENT OF NO POSITION AS TO DEFENDANT'S
SECOND MOTION FOR SUMMARY JUDGMENT FILED ON MAY 9, 2006**

Comes now Plaintiff Andrew Lopez and owing to this Court's Order Granting Defendant's Motion for Partial Dismissal and Summary Judgment filed in this matter on April 20, 2006, and states that he has no position as to Defendant's Second Motion for Summary Judgment filed herein on May 9, 2006 and scheduled for hearing on August 21, 2006.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

ANDREW LOPEZ,)	CIVIL NO. 03-00011 DAE LEK
)	
Plaintiff,)	CERTIFICATE OF SERVICE
)	
v.)	(RE: PLAINTIFF'S STATEMENT OF
)	NO POSITION AS TO DEFENDANT'S
JOHN ASHCROFT, in his capacity)	SECOND MOTION FOR SUMMARY
as the Attorney General,)	JUDGMENT FILED ON MAY 9, 2006)
)	
Defendant.)	
)	
)	
)	
)	

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was duly served upon the following individual by depositing the same in the U.S. mail, postage prepaid, to their last known address on August 1, 2006:

TO: EDWARD H. KUBO, JR.
United States Attorney, District of Hawaii
HARRY YEE
Assistant U.S. Attorney
Room 6-100, PJKK Federal Building
300 Ala Moana Blvd.
Honolulu, Hawaii 96850-6100

Attorney for Defendant
JOHN ASHCROFT

DATED: Honolulu, Hawaii, August 1, 2006.



CLAYTON C. IKEI
JERRY P.S. CHANG

Attorneys for Plaintiff
ANDREW LOPEZ

Accordingly, Plaintiff will file no opposing papers to said Motion as his opposition to Defendant's motions for dismissal has been previously filed herein. Plaintiff does reserve his right to file his timely Appeal from this Court's Order filed on April 20, 2006.

DATED: Honolulu, Hawaii, August 1, 2006.


CLAYTON C. IKEI

Attorney for Plaintiff
ANDREW LOPEZ